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2012 OCT 15 PM 4:07  
CLERK U.S. DISTRICT COURT  
CENTRAL DIST. OF CALIF.  
LOS ANGELES

BY \_\_\_\_\_

6 Attorneys for petitioner Telscape Communications, Inc.

7  
8 UNITED STATES DISTRICT COURT  
9 CENTRAL DISTRICT OF CALIFORNIA

10 TELSCAPE COMMUNICATIONS, INC.,

11 Petitioner,

v.

12 RIGHTSCORP, INC.,

13 Respondent.

14  
15 IN RE SUBPOENA TO TELSCAPE  
16 COMMUNICATIONS, INC.

17 } Case No. CV12-8833 -DSF  
Underlying Case No. 2:12MC317  
(6x)

18 } DECLARATION OF SHERRI  
19 } FLATT IN SUPPORT OF  
20 } PETITION TO QUASH OR  
21 } MODIFY SUBPOENA

22 Accompanying documents:  
23 Notice of Petition; Memorandum of  
Points and Authorities; Declaration  
of Michelle J. Wells; Declaration of  
Gary Hamlett; [Proposed] Order

24 I, Sherri Flatt, declare as follows:

25 1. I am the Executive Director of Regulatory Affairs for Telscape  
26 Communications, Inc., a telecommunications company based in Los Angeles,  
27 California ("Telscape"). In my position with Telscape, I am primarily responsible  
for compliance with applicable statutes and regulations and in responding to legal  
process, such as subpoenas. I have personal knowledge of the matters contained in  
this declaration and if called to testify to them could and would do so competently.

28 2. The subpoena at issue by this motion was not served personally on  
myself or any other individual at Telscape. Rather, the subpoena was served via  
facsimile on or about August 24, 2012. I am unaware of any agreement by  
Telscape to accept service via facsimile.

1       3. Following issuance of this subpoena, I was personally contacted by a  
2 representative of Rightscorp, Inc. He indicated that we should expect further  
3 subpoenas directing Telscape to identify the customers associated with certain  
4 internet protocol addresses. The subpoena issued to Telscape has been  
5 burdensome on our business operations, and prior reimbursement for the costs  
6 associated with subpoenas such as this will greatly alleviate the burden on  
7 Telscape in complying therewith.

I declare under penalty of perjury under the laws of the state of California  
that the above statements are true and accurate to the best of my knowledge.

10 Executed this 12<sup>th</sup> day of October, 2012.

Sherri Flatt  
Sherri Flatt

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